

Prepared by and after recording return to:

Edward T. Autry, Esq.

Mississippi Bar No. 10597

Williams, McDaniel, Wolfe & Womack, P.C.

5521 Murray Road, Memphis, TN 38119-3717

(901) 767-8200

AMENDMENT TO CERTIFICATE OF TRUST

This Amendment to Certificate of Trust is made and entered into by the undersigned duly appointed qualified and serving trustee of the **William E. Gerber Living Trust created by instrument dated January 21, 2005**, and in accordance with and under authority of Miss. Code Ann. § 91-9-7, who states as follows:

1. NAME: The Name of the Trust is the **William E. Gerber Living Trust created by instrument dated January 31, 2005**.
2. CERTIFICATE OF TRUST: The Trustee of the Trust filed a Certificate of Trust in the office of the Chancery Clerk of DeSoto County Mississippi at **Book 108, Page 258**.
3. AMENDMENT TO CERTIFICATE OF TRUST: The above described Certificate of Trust is hereby modified and amended in the following particulars:

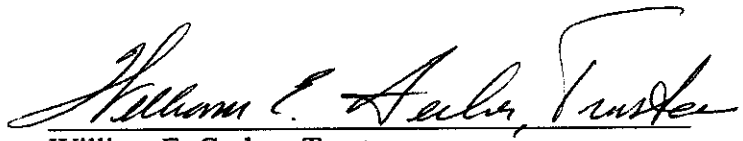
Section 11 of the Certificate of Trust is hereby modified and amended to reflect that the Trust owns and has title to the following real property in DeSoto County, Mississippi:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF FOR AN EXACT LEGAL DESCRIPTION OF THE REAL PROPERTY OWNED BY THE TRUST ON THE DATE OF THIS AMENDMENT.

4. EFFECTIVE DATE: The effective date of this Amendment to Certificate of Trust shall be the date on which it is filed of record with the Chancery Clerk of DeSoto County, Mississippi.
5. REPRESENTATIONS: To the best of the undersigned's knowledge, and except as reflected in this Amendment to Certificate of Trust, the Trust has not been revoked,

modified, or amended in any manner that would cause the representations and statements contained in the Certificate of Trust, as modified hereby, to be incorrect.

Witness my signature on this 20 day of June, 2011.


William E. Gerber, Trustee

STATE OF TENNESSEE
COUNTY OF SHELBY

BEFORE ME, the undersigned Notary Public in and for the State and County aforesaid, duly commissioned and qualified, personally appeared **William E. Gerber**, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged upon oath or affirmation that he executed the within instrument for the purposes therein contained, and who further acknowledged upon oath or affirmation that he is the duly appointed and serving Trustee of the **William E. Gerber Living Trust created by instrument dated January 31, 2005** and that he is authorized under said Trust, to execute this instrument for the purposes therein contained.

WITNESS my hand, at office, in Memphis, Shelby County, Tennessee this 20 day of June, 2011.


NOTARY PUBLIC

My Commission Expires:

H:\mcmack\Real Estate & Loan\Deeds for Attorney\A. Stephen McDaniel\Gerber\Mississippi Certification of Trust, Amendment.docx



EXHIBIT A

Real Property consisting of four (4) parcels, all located in DeSoto County, Mississippi and being more particularly described as follows:

PARCEL I:

INDEXING INSTRUCTIONS: Northeast Quarter, Southeast Quarter Southwest Quarter and Northwest Quarter of Section 31, and the Southwest Quarter and Northwest Quarter of Section 32, all in Township 2 South, Range 7 West, DeSoto County, Mississippi

The following description is based on the Mississippi State Plane Coordinate System, West Zone, NAD 83(86) using a scale factor of 0.999962156 and delta-alpha angle of positive (+) 00°11'46.86708".

Beginning at the northwest corner of Section 31, Township 2 South, Range 7 West, DeSoto County, Mississippi, the location of said section corner being defined by state plane coordinates of N 1,955,628.71 and E 2,399,629.68; thence from said **Point of Beginning** run South 89°54'17" East a distance of 5160.13 feet along the north line of said Section 31 to a point on the west right-of-way line of McIngvale Road; thence run South 00°16'03" West a distance of 175.82 feet along said west right-of-way line to the point of curvature of a curve to the left; thence run along said right-of-way line and curve turning to the left with an arc length of 659.48 feet, with a radius of 2053.00 feet, with a delta angle of 18°24'17", with a chord bearing of South 08°56'05" East, with a chord length of 656.64 feet to the point of tangency of said curve; thence run South 18°08'14" East a distance of 758.94 feet along said west right-of-way line to the northeast corner of City of Hernando sewer lift station property; thence run South 71°51'46" West a distance of 217.77 feet along the north line of said City property to the northwest corner of said property; thence run South 18°08'14" East a distance of 140.00 feet along the west line of said City property to the southwest corner of said property; thence run North 71°51'46" East a distance of 217.77 feet along the south line of said City property to the northeast corner of said property, said point being on the west right-of-way line of McIngvale Road; thence run South 18°08'14" East a distance of 972.54 feet along said west right-of-way line to a point; thence run South 71°51'46" West a distance of 20.00 feet along said west right-of-way line to a point; thence run South 18°08'14" East a distance of 40.00 feet along said west right-of-way line to a point; thence run North 71°51'46" East a distance of 20.00 feet along said west right-of-way line to a point; thence run South 18°08'18" East a distance of 550.99 feet along said west right-of-way line to its intersection with the north line of Mississippi Department of Transportation (MDOT) property recorded in Deed Book 627 on Page 346 of the Chancery Records of said county; thence run the following calls along said MDOT north line to its intersection with the east line of the Ty Thomas L. Pittman property, said point being on the centerline of a meandering ditch running to the northwest: South 71°52'52" West a distance of 22.12 feet; South 10°09'29" East a distance of 726.21 feet; South 57°08'42" West a distance of 453.80 feet; North 64°27'42" West a distance of 513.65 feet; South 50°13'51" West a distance of 328.86 feet; South 11°15'43" East a distance of 303.58 feet; thence with a curve turning to the right with an arc length of 1869.87 feet, with a radius of 5479.58 feet, with a delta angle of 19°33'06",

with a chord bearing of South 79°57'05" West, with a chord length of 1860.81 feet; North 00°27'13" East a distance of 52.20 feet; North 90°00'00" West a distance of 738.19 feet; North 87°27'19" West a distance of 738.92 feet; North 70°11'59" West a distance of 174.34 feet; South 28°31'23" West a distance of 46.26 feet; thence run the following calls along said ditch centerline and the east line of said Pittman property to its intersection with the centerline of Hurricane Creek: North 54°37'00" West a distance of 39.42 feet; North 70°05'54" West a distance of 18.91 feet; North 57°45'38" West a distance of 42.96 feet; North 38°00'48" West a distance of 44.78 feet; North 00°53'45" East a distance of 16.48 feet; North 38°14'01" East a distance of 15.41 feet; North 63°55'29" East a distance of 38.73 feet; North 16°38'38" East a distance of 23.69 feet; North 26°16'08" West a distance of 24.00 feet; North 65°47'23" West a distance of 25.88 feet; South 48°35'58" West a distance of 13.37 feet; South 02°12'16" West a distance of 23.01 feet; South 33°13'41" West a distance of 19.38 feet; South 55°50'38" West a distance of 17.77 feet; North 77°57'45" West a distance of 33.49 feet; North 86°04'23" West a distance of 26.22 feet; South 85°09'50" West a distance of 49.70 feet; South 71°30'48" West a distance of 38.86 feet; North 71°03'36" West a distance of 33.42 feet; North 40°37'28" West a distance of 23.54 feet; North 66°43'20" West a distance of 50.06 feet; North 12°43'02" West a distance of 33.36 feet; North 22°17'44" West a distance of 27.88 feet; North 30°00'28" East a distance of 68.14 feet; North 13°10'05" East a distance of 13.83 feet; North 37°39'28" West a distance of 18.33 feet; North 79°33'07" West a distance of 32.54 feet; North 62°22'23" West a distance of 31.11 feet; North 22°15'55" West a distance of 77.94 feet; North 39°41'27" West a distance of 34.94 feet; North 41°39'24" West a distance of 55.29 feet; North 24°02'16" West a distance of 58.53 feet; North 19°22'25" West a distance of 43.26 feet; North 66°45'40" West a distance of 72.68 feet; North 11°38'34" West a distance of 38.29 feet; North 18°28'42" East a distance of 20.08 feet; North 13°18'32" East a distance of 24.59 feet; North 03°26'11" East a distance of 21.79 feet; North 37°30'54" West a distance of 20.02 feet; North 84°48'35" West a distance of 28.85 feet; North 56°03'45" West a distance of 25.71 feet; South 77°07'40" West a distance of 26.95 feet; North 78°41'57" West a distance of 57.74 feet; North 55°37'22" West a distance of 72.52 feet; North 14°02'50" East a distance of 31.10 feet; North 64°35'28" East a distance of 36.42 feet; North 28°51'44" East a distance of 42.45 feet; North 25°33'30" West a distance of 68.56 feet; North 71°34'45" West a distance of 23.47 feet; South 74°13'53" West a distance of 39.42 feet; North 61°24'33" West a distance of 20.66 feet; North 00°00'00" West a distance of 35.43 feet; North 19°20'58" East a distance of 49.78 feet; North 07°26'15" East a distance of 57.34 feet; North 23°40'18" West a distance of 56.14 feet; North 02°43'43" West a distance of 55.33 feet; North 10°47'34" West a distance of 42.20 feet; North 20°06'37" West a distance of 57.46 feet; North 43°17'15" West a distance of 30.73 feet; South 74°10'47" West a distance of 45.86 feet; North 87°23'58" West a distance of 29.01 feet; North 18°54'01" West a distance of 26.43 feet; North 56°03'45" East a distance of 38.89 feet; North 02°56'02" West a distance of 44.61 feet; North 08°41'54" West a distance of 44.35 feet; North 22°09'07" West a distance of 35.58 feet; North 68°47'52" West a distance of 25.48 feet; South 56°36'17" West a distance of 32.47 feet; South 04°38'56" West a distance of 44.83 feet; South 38°48'26" West a distance of 20.07 feet; South 71°02'38" West a distance of 37.82 feet; North 68°07'49" West a distance of 35.23 feet; North 47°41'35" West a distance of 38.17 feet; North 00°32'07" West a distance of 37.27 feet; North 20°34'17" East a distance of 37.20 feet; North 21°43'33" West a distance of 56.23 feet; North 06°20'43" West a distance of 26.28 feet; North 41°32'04" East a distance of 64.15 feet; North 54°05'57" East a distance of 30.85 feet; North 03°55'17" East a distance of 18.64 feet; North 56°03'45" West a distance of 15.06 feet; North 64°19'58" West a

distance of 59.41 feet; North 69°29'50" West a distance of 43.41 feet; North 07°05'54" East a distance of 70.77 feet; North 05°33'52" West a distance of 36.74 feet; North 22°55'03" West a distance of 27.77 feet; North 75°16'05" West a distance of 25.64 feet; North 53°39'18" West a distance of 21.71 feet; North 32°23'16" West a distance of 24.26 feet; North 05°21'30" West a distance of 64.88 feet; North 19°40'07" West a distance of 22.34 feet; North 61°43'38" West a distance of 33.79 feet; North 16°20'55" West a distance of 21.15 feet; North 24°11'48" East a distance of 56.39 feet; North 21°03'11" West a distance of 29.25 feet; North 41°16'21" West a distance of 62.87 feet; North 32°06'23" East a distance of 61.90 feet; North 30°40'16" West a distance of 34.12 feet; North 86°56'33" West a distance of 56.21 feet; North 42°57'48" West a distance of 27.00 feet; North 01°20'28" West a distance of 46.94 feet; North 58°01'53" West a distance of 48.33 feet; North 03°14'32" West a distance of 106.58 feet; North 41°26'47" West a distance of 35.07 feet; North 35°20'00" West a distance of 53.89 feet; North 18°40'19" West a distance of 49.63 feet; North 02°17'33" West a distance of 61.11 feet; North 34°37'44" West a distance of 18.64 feet; North 53°00'35" West a distance of 43.97 feet; North 32°25'40" West a distance of 44.92 feet; North 13°22'40" East a distance of 131.12 feet; thence run North 31°07'46" West a distance of 75.04 feet along said centerline of Hurricane Creek to its intersection with the west line of said Section 31; thence run North 00°15'37" West a distance of 1800.63 feet along said west section line to the **Point of Beginning**;

The above described parcel of land contains 554.30 acres, more or less, and is situated in the Northeast Quarter, Southeast Quarter, Southwest Quarter and Northwest Quarter of Section 31, and the Southwest Quarter and Northwest Quarter of Section 32, all in Township 2 South, Range 7 West, DeSoto County, Mississippi. The described parcel is part of property in the name of William E. Gerber, Trustee of the William E. Gerber Living Trust as recorded in Deed Book 498 on Page 650 of the Chancery Records of DeSoto County, Mississippi.

The described property is subject to the following:

City of Hernando sewer easement recorded in Deed Book 609 on Page 339 of the Chancery Records of DeSoto County, Mississippi.

Entergy Mississippi, Inc. electric power easement recorded in Deed Book 650 on Page 78 of the Chancery Records of DeSoto County, Mississippi.

Ty Thomas L. Pittman ingress/egress easement recorded in Deed Book 441 on Page 541 of the Chancery Records of DeSoto County, Mississippi.

END OF PARCEL I DESCRIPTION

PARCEL II:

INDEXING INSTRUCTIONS: Northeast Quarter, Southeast Quarter and Southwest Quarter of Section 29, and the Northeast Quarter, Southwest Quarter and Northwest Quarter of Section 32, all in Township 2 South, Range 7 West, DeSoto County, Mississippi

The following description is based on the Mississippi State Plane Coordinate System, West Zone, NAD 83(86) using a scale factor of 0.999962156 and delta-alpha angle of positive (+) 00°11'46.86708".

Commencing at the southwest corner of said Section 29; thence South 89°41'54" East a distance of 53.00 feet along the south line of said Section 29 to a point on the east right-of-way line of McIngvale Road and the **Point of Beginning**, the location of said point being defined by state plane coordinates of N 1,955,619.76 and E 2,404,895.95; thence run North 00°16'03" East a distance of 1960.25 feet along said east right-of-way line to a point; thence run South 89°43'57" East a distance of 47.00 feet along said east right-of-way line to a point; thence run North 00°16'03" East a distance of 100.00 feet along said east right-of-way line to a point; thence run North 89°43'57" West a distance of 47.00 feet along said east right-of-way line to a point; thence run North 00°16'03" East a distance of 564.92 feet along said east right-of-way line to a point on the south right-of-way line of Nesbit-Pleasant Hill Road (80-feet wide); thence run South 87°48'19" East a distance of 235.71 feet along said south right-of-way line to the point of curvature of a curve to the left; thence running along said south right-of-way line and curve turning to the left with an arc length of 1241.40 feet, with a radius of 31020.00 feet, with a delta angle of 02°17'35", with a chord bearing of South 88°57'06" East, with a chord length of 1241.32 feet, to the point of tangency of said curve; thence run North 89°54'07" East a distance of 690.09 feet along said south right-of-way line to the point of curvature of a curve to the left; thence along said south right-of-way line and curve turning to the left with an arc length of 430.68 feet, with a radius of 678.00 feet, with a delta angle of 36°23'44", with a chord bearing of North 71°42'15" East, with a chord length of 423.48, to the point of tangency of said curve; thence run North 53°30'22" East a distance of 142.34 feet along said south right-of-way line to the point of curvature of a curve to the right; thence along said south right-of-way line and with a curve turning to the right with an arc length of 378.98 feet, with a radius of 610.00 feet, with a delta angle of 35°35'49", with a chord bearing of North 71°18'17" East, with a chord length of 372.92 feet, to the point of tangency of said curve; thence run North 89°05'43" East a distance of 614.52 feet along said south right-of-way line to the northwest corner of Memphis Stone and Gravel Company property; thence run South 00°55'59" East a distance of 1015.43 feet along said Memphis Stone property to the southwest corner of said property; thence run North 88°57'48" East a distance of 599.89 feet along the south line of said property to a point; thence run North 00°15'40" West a distance of 299.34 feet along said property south line to a point; thence run North 89°01'15" East a distance of 412.21 feet along said property south line to the southeast corner of said property; thence run North 01°14'43" West a distance of 321.55 feet along the east line of said property to the southwest corner of the U.Z. Craigen property; thence run North 88°57'58" East a distance of 223.96 feet along the south line of said Craigen property to the southeast corner of said property; thence run North 00°56'42" West a distance of 391.88

feet along the east line of said Craigen property to the northeast corner of said property, said point being on said south right-of-way line of Nesbit-Pleasant Hill Road; thence run North 89°06'12" East a distance of 343.13 feet along said south right-of-way line to a point on the east line of said Section 29; thence run South 00°33'15" East a distance of 2980.94 feet along said east section line to the southeast corner of said Section 29 and the northeast corner of Section 32; thence run South 00°26'33" East a distance of 1737.43 feet along the east line of said Section 32 to a point on the north line of Mississippi Department of Transportation (MDOT) property recorded in Deed Book 627 on Page 346 of the Chancery Records of said county, said point being the point of curvature of a curve to the left; thence run the following calls along said MDOT north line to its intersection with the east right-of-way line of McIngvale Road: with a curve turning to the left with an arc length of 1089.39 feet, with a radius of 7889.44 feet, with a delta angle of 07°54'41", with a chord bearing of South 75°55'45" West, with a chord length of 1088.52 feet, to the point of tangency of said curve; North 76°21'44" West a distance of 633.13 feet; South 44°51'45" West a distance of 261.09 feet; South 59°06'04" East a distance of 310.15 feet to the point of curvature of a curve to the left; thence with a curve turning to the left with an arc length of 995.61 feet, with a radius of 7889.44 feet, with a delta angle of 07°13'50", with a chord bearing of South 64°13'59" West, with a chord length of 994.95 feet to the point of tangency of said circle; South 89°54'30" West a distance of 163.58 feet; South 57°02'30" West a distance of 513.82 feet; South 72°03'11" West a distance of 449.23 feet; South 10°53'49" West a distance of 212.13 feet; South 51°01'09" West a distance of 687.60 feet; North 29°00'16" West a distance of 661.91 feet; South 71°52'52" West a distance of 21.89 feet; thence run the following calls along said McIngvale Road east right-of-way line the **Point of Beginning**: North 18°08'14" West a distance of 551.02 feet; North 71°51'46" East a distance of 20.00 feet; North 18°08'14" West a distance of 40.00 feet; South 71°51'46" West a distance of 20.00 feet; North 18°08'14" West a distance of 1871.49 feet to the point of curvature of a curve to the right; with said east right-of-way and curve turning to the right with an arc length of 625.43 feet, with a radius of 1947.00 feet, with a delta angle of 18°24'17", with a chord bearing of North 08°56'05" West, with a chord length of 622.74 feet; North 00°16'03" East a distance of 175.82 feet.

The above described parcel of land contains 554.30 acres, more or less, and is situated in the Northeast Quarter, Southeast Quarter, Southwest Quarter and Northwest Quarter of Section 31, and the Southwest Quarter and Northwest Quarter of Section 32, all in Township 2 South, Range 7 West, DeSoto County, Mississippi. The described parcel is part of property in the name of William E. Gerber, Trustee of the William E. Gerber Living Trust as recorded in Deed Book 498 on Page 650 of the Chancery Records of DeSoto County, Mississippi.

The described property is subject to the following:

City of Hernando sewer easement recorded in Deed Book 609 on Page 339 of the Chancery Records of DeSoto County, Mississippi.

City of Hernando sewer easement recorded in Deed Book 609 on Page 343 of the Chancery Records of DeSoto County, Mississippi.

Entergy Mississippi, Inc. electric power easement recorded in Deed Book 650 on Page 78 of the Chancery Records of DeSoto County, Mississippi.

Entergy Mississippi, Inc. electric power easement recorded in Deed Book 46 on Page 498 of the Chancery Records of DeSoto County, Mississippi.

END OF PARCEL II DESCRIPTION**PARCEL III:**

INDEXING INSTRUCTIONS: Northeast Quarter of Section 32, Township 2 South, Range 7 West, DeSoto County, Mississippi

The following description is based on the Mississippi State Plane Coordinate System, West Zone, NAD 83(86) using a scale factor of 0.999962156 and delta-alpha angle of positive (+) 00°11'46.86708".

Commencing at the northeast corner of said Section 32; thence South 00°26'33" East a distance of 2214.64 feet along the east line of said Section 32 to a point on the south line of Mississippi Department of Transportation (MDOT) property recorded in Deed Book 627 on Page 346 of the Chancery Records of said county and the **Point of Beginning**, the location of said point being defined by state plane coordinates of N 1,953,390.45 and E 2,410,185.60; thence continue South 00°26'33" East a distance of 431.95 feet along said east section line to the northeast corner of the Richard E. Moor et ux property; thence run North 89°51'07" West a distance of 1017.21 feet along the north line of the Richard E. Moor property on the east and the north line of the Mary Louise Moor property on the west to its intersection with said MDOT property south line; thence run North 22°15'31" East a distance of 202.48 feet along said MDOT south line to the point of curvature of a curve to the right; thence running along said MDOT south line with a curve turning to the right with an arc length of 968.59 feet, with a radius of 7419.44 feet, with a delta angle of 07°28'47", with a chord bearing of North 75°31'33" East, with a chord length of 967.90 feet to the point of tangency of tangency of said curve and the **Point of Beginning**.

The above described parcel of land contains 7.08 acres, more or less, and is situated in the Northeast Quarter of Section 32, Township 2 South, Range 7 West, DeSoto County, Mississippi. The described parcel is part of property in the name of William E. Gerber, Trustee of the William E. Gerber Living Trust as recorded in Deed Book 498 on Page 650 of the Chancery Records of DeSoto County, Mississippi.

END OF PARCEL III DESCRIPTION

PARCEL IV:

INDEXING INSTRUCTIONS: Southwest Quarter of Section 32, Township 2 South, Range 7
West, DeSoto County, Mississippi

The following description is based on the Mississippi State Plane Coordinate System, West Zone, NAD 83(86) using a scale factor of 0.999962156 and delta-alpha angle of positive (+) 00°11'46.86708".

Commencing at the southwest corner of said Section 32; thence North 89°40'34" East a distance of 1568.82 feet along the south line of said Section 32 to its intersection with the east right-of-way line of McIngvale Road and the **Point of Beginning**, the location of said point being defined by state plane coordinates of N 1,950,312.09 and E 2,406,469.49; thence run North 00°01'30" West a distance of 304.31 feet along said east right-of-way line to the point of curvature of a curve to the left; thence run northwesterly along said right-of-way line with a curve turning to the left with an arc length of 723.18 feet, with a radius of 2290.00 feet, with a delta angle of 18°05'38", with a chord bearing of North 09°04'19" West, with a chord length of 720.18 feet to the point of tangency of said curve; thence run North 16°35'59" West a distance of 177.67 feet along said east right-of-way line to its intersection with the south line of Mississippi Department of Transportation (MDOT) property recorded in Deed Book 627 on Page 346 of the Chancery Records of said county; thence run North 55°53'49" East a distance of 1331.49 feet along said MDOT property south line to a point; thence run North 82°42'04" East a distance of 130.80 feet along said MDOT property south line to a point at the intersection of said line with the west line of the Estate of Blanch S. Isbell; thence run South 00°32'28" East a distance of 1142.83 feet along said Isbell west line on the north and the west line of the Robert E. Liddell property on the south to northeast corner of Entergy Mississippi, Inc. property; thence run North 89°39'12" West a distance of 598.65 feet along the north line of said Entergy property to the northwest corner of said property; thence run South 00°26'39" East a distance of 807.02 feet along the west line of said Entergy property to the southwest corner of said property; thence run South 89°40'34" West a distance of 486.23 feet along said south line of Section 32 to the **Point Of Beginning**.

The above described parcel of land contains 31.20 acres, more or less, and is situated in the Southwest Quarter of Section 32, Township 2 South, Range 7 West, DeSoto County, Mississippi. The described parcel is part of property in the name of William E. Gerber, Trustee of the William E. Gerber Living Trust as recorded in Deed Book 498 on Page 650 of the Chancery Records of DeSoto County, Mississippi.

The described property is subject to the following:

City of Hernando sewer easement recorded in Deed Book 609 on Page 343 of the Chancery Records of DeSoto County, Mississippi.

Entergy Mississippi, Inc. electric power easement recorded in Deed Book 650 on Page 78 of the Chancery Records of DeSoto County, Mississippi.

Entergy Mississippi, Inc. electric power easement recorded in Deed Book 46 on Page 498 of the Chancery Records of DeSoto County, Mississippi.

END OF EXHIBIT A

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